

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

CIVIL ACTION NO. 04-30054-MAP

DEBORAH ST. PETER and)
MATTHEW BOGACZ,)
Plaintiffs)
vs.)
TOWN OF AGAWAM, TOWN OF AGAWAM)
POLICE DEPT., AGAWAM POLICE CHIEF)
ROBERT CAMPBELL, ANTHONY GRASSO,)
JAMES WHEELER, RICHARD NILES,)
KEITH BOPKO, JOHN MOCCIO,)
OFFICER MCGOVERN,)
Defendants)

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

DEFENDANTS' MOTION TO AMEND SCHEDULING ORDER

ASSENTED TO

The defendants in the above matter respectfully move this court for an order amending the scheduling order of June 3, 2004, so that the parties may have up to and including January 17, 2005 to complete all written discovery and non-expert depositions, and then appear for a Case Management Conference sometime after that date.

As grounds for this motion, the defendants state that their counsel, the undersigned, has had an extremely heavy trial schedule since this past summer. He has been on call for at least one trial, and sometimes as many as three, in between one and three counties for months. This heavy schedule was created because of numerous matters that were postponed during his seven month chemotherapy treatment that continued through the spring of this year. As a result, it had become difficult to complete discovery in both this and other cases.

The plaintiffs have kindly assented to this motion.

ASSENTED TO

THE PLAINTIFFS
DEBORAH ST. PETER AND
MATTHEW BOGACZ

THE DEFENDANTS
TOWN OF AGAWAM, TOWN OF
AGAWAM POLICE DEPT., AGAWAM
POLICE CHIEF ROBERT CAMPBELL,
ANTHONY GRASSO, JAMES
WHEELER, RICHARD NILES,
KEITH BOPKO, JOHN MOCCIO,
OFFICER MCGOVERN

By Dawn D. McDonald
Dawn D. McDonald, Esq.
Cooley Shrair, P.C.
1380 Main Street, Fifth Floor
Springfield, Massachusetts 01103-1616
Phone (413) 781-0750 Fax (413) 733-3042
BBO No.: 647256

By JL McCormick
Jeffrey L. McCormick, Esq.
Robinson Donovan, P.C.
1500 Main Street, Suite 1600
Springfield, Massachusetts 01115
Phone (413) 732-2301 Fax (413) 785-4658
BBO No.: 329740

CERTIFICATE OF SERVICE

I, Jeffrey L. McCormick, Esq., hereby certify that on this 18 day of November, 2004, I served a copy of the above upon the parties in the action by mailing, postage prepaid, to counsel, Dawn D. McDonald, Esq., 1380 Main Street, Springfield, MA 01103.

Subscribed under the penalties of perjury.


Jeffrey L. McCormick, Esq.